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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 THE COALITION TO PROTECT PUGET
9 SOUND HABITAT,

10 Plaintiff,

11 v.

12 U.S. ARMY CORPS. OF ENGINEERS, *et al.*,

13 Defendants,

14 and

15 TAYLOR SHELLFISH COMPANY, INC.,

16 Intervenor - Defendant.

17 CENTER FOR FOOD SAFETY,

18 Plaintiff,

19 v.

20 U.S. ARMY CORPS OF ENGINEERS, *et al.*,

21 Defendants,

22 and

23 PACIFIC COAST SHELLFISH GROWERS
24 ASSOCIATION,

25 Intervenor - Defendant.

Case No. C16-0950RSL

Case No. 17-1209RSL


ORDER GRANTING LEAVE TO
FILE AMICUS BRIEF

26 This matter comes before the Court on the motion of the Squaxin Island Tribe and the
27 Jamestown S’Klallam Tribe for leave to file an amicus brief addressing the appropriate remedy
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1 in the above-captioned cases. “District courts frequently welcome amicus briefs from non-parties
2 concerning legal issues that have potential ramifications beyond the parties directly involved or
3 if the amicus has unique information or perspective that can help the court beyond the help that
4 the lawyers for the parties are able to provide.” NGV Gaming, Ltd. v. Upstream Point Molate,
5 LLC, 355 F. Supp.2d 1061, 1067 (N.D. Cal. 2005) (internal quotation marks and citations
6 omitted). In the circumstances presented here, information regarding the impact of potential
7 remedial options on the Tribes’ exercise of their treaty rights and shellfish aquaculture activities
8 is not likely to be presented by the party defendants or existing intervenors and may be helpful to
9 the Court’s equitable considerations.
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13 For all of the foregoing reasons, the request for leave to file an amicus brief is
14 GRANTED. The Court will consider the Tribes’ submissions regarding the appropriate relief for
15 the agency’s unlawful actions, Dkt. # 62-1 in C16-950RSL and Dkt. # 78-1 in C17-1209RSL.
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17 Dated this 31st day of October, 2019.

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19 Robert S. Lasnik
20 United States District Judge
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